

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT MICHIGAN

STRIKE 3 HOLDINGS, LLC, )  
Plaintiff, ) Civil Case No. 1:24-cv-00794-RJJ-RSK  
v. )  
JOHN DOE subscriber assigned IP )  
Address 68.60.69.25, )  
Defendant. )

**MOTION FOR LEAVE TO SERVE A THIRD-PARTY  
SUBPOENA PRIOR TO A RULE 26(f) CONFERENCE**

Pursuant to Fed. R. Civ. P. 26(d)(1), and upon the attached: (1) Memorandum of Points and Authorities in support of this motion; (2) Declaration of Jorge Arco in support of this motion; (3) Declaration of Patrick Paige in support of this motion; and (4) Declaration of Susan B. Stalzer in support of this motion, Strike 3 Holdings, LLC (“Plaintiff”), respectfully moves for entry of an order granting it leave to serve a third-party subpoena on Comcast Cable, prior to a Rule 26(f) conference (the “Motion”).

Dated: 08/23/2024

Respectfully submitted,

# **BOROJA, BERNIER & ASSOCIATES PLLC**

*/s/ Joel A. Bernier*  
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